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March 28, 2005

**Via Express Mail**  
**EV409767776US**

BOX TTAB - NO FEE

Commissioner for Trademarks

P.O. Box 1451

Alexandria, Virginia 22313-1451

RE: Motion For Extension of Discovery Period  
Petitioner: De Boulle Diamond & Jewelry, Inc.  
Applicant: DeBeers LV Ltd.  
Mark: DB MONOGRAM  
Serial No.: 78/245,779  
Opposition No.: 91162469

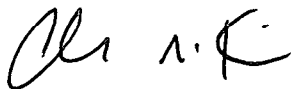
Dear Sir/Madam:

We are enclosing the following:

1. Motion For Extension of Discovery Period in the above-referenced matter (original plus two copies);
2. Proposed Order extending Discovery and Testimony Periods;
3. Certificate of Service for same; and
4. Post card acknowledgment of filed Motion For Extension of Discovery Period.

Thank you for your attention in this matter.

Yours very truly,



Christopher M. Kindel  
Attorney For Petitioner

cc: Mark I. Peroff

03-29-2005

U.S. Patent & TMOfc/TM Mail Rcpt Dt. #64

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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I hereby certify that this correspondence is addressed to the Commissioner For Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, Box TTAB - NO FEE, and is being deposited with the United States Postal Service "Express mail Post Office to Addressee" service under 37 CFR 1.10 on the date noted below.

Kathlyn Hunter

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

March 28, 2005

(Date of signature)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

DE BOULLE DIAMOND & JEWELRY, INC.,

Opposers,

v.

DE BEERS LV LTD.,

Applicant.

Opposition No. 91162370

**MOTION FOR EXTENSION OF  
DISCOVERY PERIOD**

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Opposer, De Boulle Diamond & Jewelry, Inc., by and through its undersigned counsel, hereby moves pursuant to F. R. C. P. Rule 6(b) and Trademark Rule 2.121(d) for an extension of the discovery period for an additional sixty (60) days, through and including June 21, 2005. Opposer further requests that the resetting of the closing date for discovery result in the rescheduling of the testimony periods accordingly.

On March 24, 2005, counsel for Applicant, Mark I. Peroff, Esq., orally consented to the requested extension. Accordingly, Opposer requests that this Motion be granted and that the discovery period be re-set to close on June 21, 2005, and that the testimony periods likewise be rescheduled.

Respectfully submitted this 28th day of March, 2005.

**[Signature Follows on Next Page]**

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Attorney for Opposer

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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**ORDER**

In accordance with Trademark Rule 2.121(d), Attorneys for Opposer, with consent from Attorneys for Applicant, have for good cause shown moved this Court for an additional sixty (60) days to complete discovery.

IT IS HEREBY ORDERED that the discovery and testimony periods are hereby extended for a period of sixty (60) days. The discovery and testimony dates are set as follows:

Discovery Period to Close: June 21, 2005

30-day testimony period for party  
in position of plaintiff to close: September 19, 2005

30-day testimony period for party  
in position of defendant to close: November 18, 2005

15-day rebuttal testimony period  
for plaintiff to close: January 2, 2006

SO ORDERED, this \_\_\_\_ day of \_\_\_\_\_, 2005.

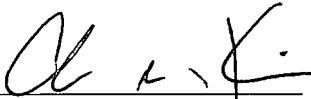
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Trademark Trial and Appeal Board

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has served a copy of the foregoing Motion for Extension of Discovery Period upon counsel of record by mailing a true copy thereof, through the United States Mail, first class, postage prepaid, on this the 28th day of March, 2005, and addressed as follows:

Mark I. Peroff  
Kirkpatrick & Lockhart LLP  
599 Lexington Avenue  
New York, NY 10022-6030

  
\_\_\_\_\_  
Christopher M. Kindel